

e-CTIM No.11/2010

24 March 2010

TO ALL MEMBERS

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**TECHNICAL**

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**Income tax**

**1. Income Tax (Exemption)(No.5)(Revocation) Order 2010 [P.U.(A) 72/2010]**

The above Order, gazetted on 11 March 2010 and effective from the year of assessment 2004, revokes the Income Tax (Exemption) (No. 5) Order 1989 [P.U.(A) 295/1989]. The 1989 Order stipulates that 70% of the income remitted from a construction project (outside Malaysia) which commenced after 21 October 1988 by a Malaysian resident company is exempt from Malaysian income tax. The revocation of the 1989 Order is necessary due to the amendment to Paragraph 28, Schedule 6 of the Income Tax Act 1967 (as introduced by the Finance Act 2003) to exempt the income of any person, other than a resident company carrying on the business of banking, insurance or sea or air transport, derived from sources outside Malaysia and received in Malaysia with effect from the year of assessment 2004.

**2. Double taxation agreement with Government of Brunei [P.U.(A) 78/2010]**

The double taxation agreement (DTA) signed by Malaysia with the Sultan and Yang Di-Pertuan of Brunei Darussalam has been gazetted but has not entered into force. It shall have effect:

- (a) in respect of taxes withheld at source, to income derived on or after the first day of January in the calendar year following the year in which the DTA enters into force; and
- (b) in respect of other taxes on income, to income chargeable for any year of assessment beginning on or after the first day of January of the second calendar year following the year in which the DTA enters into force and subsequent years of assessment.

**3. Shifting of office --- IRB Petaling Jaya branch.**

The IRB, Petaling Jaya branch has moved its office to

**Menara HASiL, PJ Trade Centre  
No. 8 Jalan PJU 8/8A  
Bandar Damansara Perdana  
47820 Petaling Jaya.**

The old office was closed at **3.00 pm** on **19 March 2010**. The new office has commenced operations from **22 March 2010**.

## Indirect tax

### 4. List of 2009 Gazette Orders

The Royal Malaysian Customs has recently compiled a list of 2009 Gazette Orders. Members may view the list at the Institute's website at [http://www.ctim.org.my/technical\\_techdev\\_indirect.asp](http://www.ctim.org.my/technical_techdev_indirect.asp)

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## CONTINUING PROFESSIONAL DEVELOPMENT

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### 1. [Evening Talk on Employee Share Benefits: Tax Compliance and Application of Sections 25\(1A\) & 32\(1A\) of the Malaysian Income Tax Act 1967](#)

**2 CPD Points**

Date : 8 April 2010

Time : 5.00 pm - 7.00 pm

Venue : Best Western Premier Seri Pacific Hotel, Jalan Putra, Kuala Lumpur

#### PROGRAMME:

4.15 pm Registration & Refreshments

5.00 pm Chairman's Welcoming Speech

5.15 pm Employee Share Benefits: Tax Compliance and Application of Sections 25(1A) & 32(1A) of the Malaysian Income Tax Act 1967

*Speaker :*

Ms Sakaya Johns Rani

Senior Executive Director, PricewaterhouseCoopers

6.15 pm Panel Discussion & Question and Answer Session

*Panelists:*

▪ Ms Sakaya Johns Rani

Senior Executive Director, PricewaterhouseCoopers

▪ Mr Vijey M Krishnan

Partner, Raja, Darryl & Loh

7.00 pm End of the session

### 2. [Northern Region Tax Forum](#)

**8 CPD Points**

Date : 23 April 2010

Time : 9.00 am - 5.00 pm

Venue : Syuen Hotel, Ipoh, Perak

#### TOPICS:

- **The Tax Firm of the Future**

Speaker: Dr. Veerinderjeet Singh

President, Chartered Tax Institute of Malaysia

- **Operational Procedures of Real Property Gains Tax**

Speaker: Pn. Wan Azni Wan Hassan  
Pengarah Negeri Perak, LHDN Malaysia

- **Transfer Pricing**

Speaker: Mr. Ivan Goh  
Associate Director – Transfer Pricing, KPMG Malaysia

- **Updates on Recent Tax Cases**

Speaker: Mr. S. Saravana Kumar  
Advocate & Solicitor, Tax Practice Group, Lee Hishamuddin Allen & Gledhill

For more details and registration, kindly contact Mr Chuah Sze Tong at 05-2428312 or 019-4145166.

Seats are limited and the “first-come first-serve” basis will apply. Register before 5 April 2010 to enjoy early bird fees!

### 3. [2010 Budget Seminar \(Re-run\) in Johor Bahru](#)

CTIM is organising a special seminar on the 2010 Budget for members and practitioners who could not attend last year’s CTIM Budget Seminar. Those who were unable to attend the Budget Seminar in Johor Bahru last year should grab this opportunity to attend the coming seminar which will be held on **14 April 2010** at **Mutiara Hotel, Johor Bahru**.

### 4. [Workshop on Property and Construction Industry](#)

We would like to inform that the workshop on “Property and Construction Industry” which is scheduled to be held on 6 April 2010 is postponed to **15 April 2010**. The time, venue and speaker will remain the same.

### 5. [2010 National Tax Conference](#)

## 2010 NATIONAL TAX CONFERENCE

*“DRIVING TOWARDS A HIGH INCOME ECONOMY”*

#### **2010 National Tax Conference (NTC)**

The 2010 National Tax Conference, jointly organised by the Lembaga Hasil Dalam Negeri Malaysia (LHDNM) and Chartered Tax Institute of Malaysia (CTIM) for the 10<sup>th</sup> successive year, is an important event in the calendar of chief executive officers, tax leaders and practitioners, finance professionals, academicians and business leaders. With an extensive team of speakers comprising tax professionals and top leaders in various industries, the 2010 NTC is indeed the pre-eminent tax conference in Malaysia. The conference provides excellent opportunities for participants to network with LHDNM officials, tax professionals and business leaders.

**6 & 7 July 2010**

(Tuesday & Wednesday)

**Kuala Lumpur Convention Centre**

**Official Opening by**

YAB Dato' Sri Mohd Najib bin Tun Haji Abdul Razak  
Prime Minister/Finance Minister of Malaysia (*invited*)

**Objectives**

- Get updates on the Malaysian economic situation
- Understand the impact of GST
- Get information on the latest tax cases
- Learn from the OECD's experience on thin capitalisation issues

**Who Should Attend?**

- CEOs/CFOs
- Tax Directors/Professionals/Consultants/Managers/Agents
- Financial Controllers/Finance Directors/Finance Managers
- Academicians
- Business Leaders

**Organised by**

**25 CPD POINTS**



For more information, please contact the following Conference Secretariat:

- Ms Ally at 03-2162 8989 ext 113
- Ms Latha at 03-2162 8989 ext 108
- Ms Nur at 03-2162 8989 ext 106

Chartered Tax Institute of Malaysia  
B-13-2 Megan Avenue II  
No.12 Jalan Yap Kwan Seng  
50450 Kuala Lumpur

email: [ntc@ctim.org.my](mailto:ntc@ctim.org.my)

Please logon to [www.ctim.org.my](http://www.ctim.org.my) for the latest updates on the events or contact the CPD Secretariat, Ms Latha/Ms Ally/Ms Nur at 03-2162 8989 ext 108/113/106 for further information. Alternatively, you can email your enquiries to [cpd@ctim.org.my](mailto:cpd@ctim.org.my).

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## OTHER EVENT

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### ASEAN FRAMEWORK AGREEMENT FOR SERVICES (AFAS) WORKSHOPS

We are pleased to inform you that the MICCI extends an invitation to CTIM members to attend the AFAS workshops on a complimentary basis. Those who are interested please click on the link

[http://www.ctim.org.my/pdf/events/AFAS%20Brochure%20Final%20\(Inside\)-2.pdf](http://www.ctim.org.my/pdf/events/AFAS%20Brochure%20Final%20(Inside)-2.pdf)

[http://www.ctim.org.my/pdf/events/AFAS%20Brochure%20Final%20\(Front\)-2.pdf](http://www.ctim.org.my/pdf/events/AFAS%20Brochure%20Final%20(Front)-2.pdf)

for programme and registration details.

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## MEMBERSHIP SERVICES

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### KIND REMINDER FOR OUTSTANDING MEMBERSHIP SUBSCRIPTION

We regret to note from our record that the subscription for some members are still outstanding. We urge you to settle your dues as soon as possible to enjoy uninterrupted membership services. If your payment is on the way, we thank you for your support and would appreciate if you could kindly inform the Secretariat duly.

### APPLICATION FEE FOR REINSTATEMENT OF MEMBERSHIP

Kindly be informed that the reinstatement fee for members who resigned is RM100. The fee for those whose membership status has been struck off is RM500. Arrears for both categories will have to be paid.

### EMAIL BROADCAST FOR MEMBERS

We are pleased to inform you that we provide email broadcasting for tax related matters. For more information kindly email [secretariat@ctim.org.my](mailto:secretariat@ctim.org.my)

### CTIM CORPORATE DVD

We wish to inform you that the CTIM Corporate DVD will be made available to members upon request. For those who are interested, kindly complete the [requisition form](#) and post it to the Secretariat for processing. The processing period is 2 weeks.



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CIRCULAR TO MEMBERS

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*For queries or feedback on the CTIM e-circular, please email [secretariat@ctim.org.my](mailto:secretariat@ctim.org.my).*

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